IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 745 OF 2007
IN
ELECTION PETITION NO. 5 OF 2007

MR. C. L. PATIL AND 2 ORS., ... Applicants
Versus
SMT. FERMEENA P. KHAUNTE ... Respondent

Mr. S. R. Rivonkar, Advocate for the Applicant Nos.3, 4 and 5.

Mr. S. M. Walawaikar, Advocate for the Petitioner.

Mr. S. G. Dessai, Senior Advocate with Mr. Shivan Dessai, Advocate for the Respondent No.1.

Coram:- N. A. BRITTO, J.

Date:- 19th October, 2007

P.C.:-

Heard Mr. S. R. Rivonkar, learned Counsel on behalf of Respondent Nos.3, 4 and 5 and Mr. S. M. Walawaikar, learned Counsel on behalf of the Petitioner.

Learned Senior Counsel on behalf of Respondent No.1 submits that the application filed by Respondent No.1 be decided first, before the said Respondents are deleted.

In my view, there is no necessity for the Respondent Nos.3, 4 and 5 to continue to remain as parties till the application of Respondent No.1 is decided, more so when the Petitioner as well as Respondent Nos.3, 4 and 5 have no objection for their deletion.

Mr. Walawaikar, learned Counsel has no objection for the deletion of

Respondent Nos.3, 4 and 5. Hence, the application is granted. The names of Respondent Nos.3, 4 and 5 stand deleted.

This order will not come in the way of the said Respondents being named at the final disposal of the petition in terms of Section 99 of the Representation of People's Act, 1951, in case such an occasion arises.

N. A. BRITTO, J.

RD.